

E-FILED ON DECEMBER 26, 2006

1 Annette W. Jarvis, Utah Bar No. 1649
 2 RAY QUINNEY & NEBEKER P.C.
 3 36 South State Street, Suite 1400
 4 P.O. Box 45385
 5 Salt Lake City, Utah 84145-0385
 Telephone: (801) 532-1500
 Facsimile: (801) 532-7543
 Email: ajarvis@rqn.com

and

6 Lenard E. Schwartzer, Nevada Bar No. 0399
 7 Jeanette E. McPherson, Nevada Bar No. 5423
 Schwartz & McPherson Law Firm
 8 2850 South Jones Boulevard, Suite 1
 Las Vegas, Nevada 89146-5308
 Telephone: (702) 228-7590
 Facsimile: (702) 892-0122
 E-Mail: bkfilings@s-mlaw.com

10 Attorneys for Debtors and Debtors-in-Possession

11 **UNITED STATES BANKRUPTCY COURT**

12 **DISTRICT OF NEVADA**

13 In re:
 14 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

Case No. BK-S-06-10725 LBR
 Case No. BK-S-06-10726 LBR
 Case No. BK-S-06-10727 LBR
 Case No. BK-S-06-10728 LBR
 Case No. BK-S-06-10729 LBR

15 In re:
 16 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

Chapter 11
 Jointly Administered Under
 Case No. BK-S-06-10725 LBR

17 In re:
 18 USA CAPITAL DIVERSIFIED TRUST DEED FUND,
 LLC,
 Debtor.

CERTIFICATE OF SERVICE
DECLARATION OF SUSAN M. SMITH IN
SUPPORT OF USA COMMERCIAL
MORTGAGE COMPANY'S OPPOSITION
TO MOTION FOR ORDER
TEMPORARILY ALLOWING THE
CLAIM OF DEL AND ERNESTINE
BUNCH FOR VOTING PURPOSES

19 In re:
 20 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

Date: January 3, 2007
 Time: 9:30 a.m.

21 In re:
 22 USA SECURITIES, LLC,
 Debtor.

23 Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

- 26 1. On December 26, 2006 I served the following document(s):
 27 a. Declaration of Susan M. Smith In Support of USA Commercial Mortgage Company's
 28 Opposition to Motion For Order Temporarily Allowing the Claim of Del and Ernestine Bunch for

1 Voting Purposes

2 2. I served the above-named document(s) by the following means to the persons as listed
3 below:

4 a. **By ECF System:**

5 VICTORIA L NELSON bkecf@nevadafirm.com,
vnelson@nevadafirm.com;paltstatt@nevadafirm.com;rholley@nevadafirm.com;sliberio@nevadafirm.com

6 RICHARD F. HOLLEY rholley@nevadafirm.com,
7 paltstatt@nevadafirm.com;vnelson@nevadafirm.com;sliberio@nevadafirm.com;bkecf@nevadafir
8 m.com

9 b. **By United States mail, postage fully prepaid:**

10 Richard Holley, Esq.
Santoro, Driggs, Walch, Kearney
Johnson & Thompson
11 400 South 4th St., 3rd Floor
Las Vegas, NV 89101

12 c. **By Personal Service**

13 I personally delivered the document(s) to the persons at these addresses:

14 For a party represented by an attorney, delivery was made by handing the
15 document(s) to the attorney or by leaving the document(s) at the attorney's office with a clerk or
other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place
in the office.

16 For a party, delivery was made by handing the document(s) to the party or by
leaving the document(s) at the person's dwelling house or usual place of abode with someone of
suitable age and discretion residing there.

17 d. **By direct email (as opposed to through the ECF System)**

18 Based upon the written agreement to accept service by email or a court order, I
caused the document(s) to be sent to the persons at the email addresses listed below. I did not
receive, within a reasonable time after the transmission, any electronic message or other indication
that the transmission was unsuccessful.

19 e. **By fax transmission**

20 Based upon the written agreement of the parties to accept service by fax
transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed
below. No error was reported by the fax machine that I used. A copy of the record of the fax
transmission is attached.

21 f. **By messenger**

22 I served the document(s) by placing them in an envelope or package addressed to
the persons at the addresses listed below and providing them to a messenger for service.

23 **I declare under penalty of perjury that the foregoing is true and correct.**

24 Signed on: December 26, 2006

25 LIA DORSEY
(Name of Declarant)

26 /s/ LIA DORSEY
(Signature of Declarant)